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8 **United States District Court**
9 **District of Nevada**

10 United States of America,
11 Plaintiff,
12 v.
13 Kenton Hardy King,
14 Defendant.

Case No. 2:20-cr-00344-JAD-DJA-1
ORDER RE:
Unopposed Motion for Copies of
Non-Public Docket for Appellate
Purposes

15
16 Defendant Kenton Hardy King moves this Court for an order permitting
17 the Clerk's office to provide copies of the non-public docket sheet to undersigned
18 counsel and counsel for the government. The non-public docket is necessary for
19 the parties to assemble and review Mr. King's record for his direct appeal to the
20 Ninth Circuit. *See United States v. Kenton Hardy King*, 9th Cir. No. 24-6992. The
21 non-public docket sheet lists all sealed or restricted documents not viewable on
22 the public docket sheet. From the public docket, counsel has identified several
23 missing docket entries: ECF Nos. 4, 10, 26, 28, 129, 143, 149, 150, 152, 154, 168,
24 172, 173, 179, 185, 197, 198, and 214.

25 Without the non-public docket sheet, the parties cannot determine the
26 nature and relevance of the sealed or restricted documents for appeal. Review of

1 the non-public docket sheet will permit the parties to effectively determine which
2 sealed or restricted documents need to be obtained and reviewed for direct
3 appeal. If, after reviewing the non-public docket sheet, either party requires
4 review of certain sealed or restricted documents, the party will request such
5 items with specificity in a separate motion.

6 Access to the non-public docket is, therefore, necessary for counsel to
7 provide constitutionally adequate representation for Mr. King and so the parties
8 can accurately provide and cite the record on appeal. *See* Fed. R. App. P. 10(a);
9 9th Cir. Rules 10-2(b), 28-2.8, and 30-1; *see also, e.g., United States v. Burns*, No.
10 3:21-cr-00046-MMD-CSD-1, ECF No. 300 (D. Nev. July 29, 2024) (granting
11 unopposed motion for copy of nonpublic docket for appellate purposes); *United*
12 *States v. Obayando*, No. 2:18-cr-00301-APG-MDC, ECF No. 161 (D. Nev. May 5,
13 2023) (same). For these reasons, undersigned counsel requests that the Court
14 order the Clerk's office to provide copies of the non-public docket sheet to
15 undersigned counsel and counsel for the government. A proposed order is
16 attached for the Court's convenience.

17 The undersigned has contacted counsel for the government, Jean Ripley,
18 and the government does not oppose this motion.

19
20 **Dated:** November 27, 2024

21 Respectfully submitted,
22 RENE L. VALLADARES
23 Federal Public Defender

24 By: s/ Rohit Rajan

25 Rohit Rajan
26 Assistant Federal Public Defender
Attorney for Kenton Hardy King

United States District Court
District of Nevada

United States of America,

Plaintiff,

v.

Kenton Hardy King,

Defendant.

Case No. 2:20-cr-00344-JAD-DJA-1

**Order Permitting Copies of
Non-Public Docket for Appellate
Purposes**

IT IS HEREBY ORDERED that the Clerk's Office provide copies of the complete, non-public docket sheet to counsel for Kenton Hardy King and counsel for the United States of America.

Dated: December 3, 2024.



DANIEL J. ALBREGTS
UNITED STATES MAGISTRATE JUDGE